

AN ORDINANCE **9 8 3 9 3**

ACCEPTING THE LOW, QUALIFIED, RESPONSIVE BID OF VALEMAS, INC. IN THE AMOUNT OF \$973,350.23 IN CONNECTION WITH THE 2003 SIDEWALK CONSTRUCTION COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT, LOCATED IN COUNCIL DISTRICTS 1, 2 AND 5; AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT; AUTHORIZING \$97,335.02 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING \$750.00 FOR ADVERTISING EXPENSES; AUTHORIZING \$68,134.52 FOR EXPENSE RECOVERY, FOR A TOTAL AMOUNT OF \$1,139,569.77; APPROPRIATING FUNDS; REVISING THE PROJECT BUDGET; AND PROVIDING FOR PAYMENT.

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WHEREAS, the City Council has approved the 2003 Sidewalk Construction Project as part of the Community Development Block Grant (CDBG) Program; and

WHEREAS, in connection with said Project, there exists a need to construct various sidewalks to include curbs, driveway approaches, retaining walks and localized street regrading and rehabilitation, as needed; and

WHEREAS, in order to commence performance of such work, it is necessary to accept the low, qualified, responsive bid of Valemas, Inc.; **NOW THEREFORE:**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The low, qualified, responsive bid of Valemas, Inc. in the amount of \$973,350.23 for the above-described construction work in connection with the 2003 Sidewalk Construction Community Development Block Grant (CDBG) Project is hereby accepted. The City Manager or, in her stead, either the Deputy City Manager, an Assistant City Manager, an Assistant to the City Manager or the Director of Public Works is hereby authorized to execute a standard form public works construction contracts for the jobs. A copy of the contractor's bid is affixed hereto and incorporated herein as Attachment I.

SECTION 2. All other bids received on this Project are rejected upon the occurrence of either the execution of a contract by the low, qualified, responsive bidder and deposit of all required bonds and insurance certificates, or the expiration of sixty (60) days from the date of this Ordinance.

SECTION 3. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director may, subject to concurrence by the City Manager

SECTION 4. Fund No. 28-099222, entitled "2003 Sidewalk Construction" is hereby designated for use to account for all transactions, and the sum of \$1,139,569.77 is hereby appropriated in said fund as set out in the detailed budget schedule affixed hereto and incorporated herein for all purposes as Attachment II.

SECTION 5. The following sums are hereby authorized for encumbrance in and payment from Fund No. 28-099222:

\$ 973,350.23 for construction expenses payable to Valemas, Inc.,
Index Code No. 535047;

\$ 97,335.02 for miscellaneous construction contingency
expenses, Index Code No. 535054;

\$ 750.00 for advertising expenses, Index Code No. 535062;
and

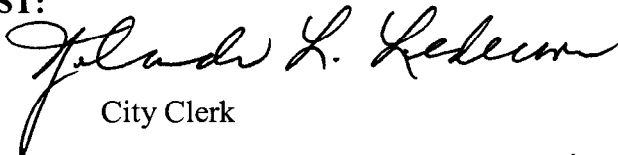
\$ 68,134.52 for expense recovery, Index Code No. 535112.

SECTION 6. This Ordinance shall become effective on and after the tenth (10th) day after passage hereof.

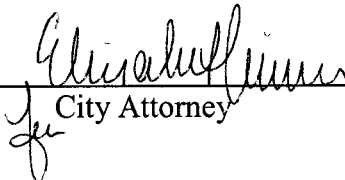
PASSED AND APPROVED this 6th day of November, 2003.


M A Y O R
EDWARD D. GARZA

ATTEST:


City Clerk

APPROVED AS TO FORM:


City Attorney